

21861 U.S. PTO
030904

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

DEP5260

First Inventor

Hawkins et al.

Title

Posterior Process Dynamic Spacer

Express Mail Label No.

EE500746581US

22581 U.S. PTO
10/796359

030904

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(submit an original and a duplicate for fee processing)

2. Applicant claims small entity status.

3. Specification [Total Pages 18]
(Preferred arrangement set forth below)

- Descriptive Title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. Drawing(s)(35 USC 113) [Total Sheets 9]

5. Oath or Declaration [Total Pages 4]

- a. Newly executed (original or copy)
- b. Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)

i. **DELETION OF INVENTOR(S)**

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-Part (CIP) of prior application No.: , filed

Prior application information: Examiner Group Art Unit:

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label 000027777 or Correspondence Address below

Name: Philip S. Johnson, Esq.

Address: Johnson & Johnson

One Johnson & Johnson Plaza

New Brunswick, NJ 08933-7003 USA

20. TELEPHONE CONTACT

Please direct all telephone calls or telefaxes to Tom DiMauro at:

Telephone: (508) 880-8401 Fax: (508) 828-3789

21. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME	Thomas M. DiMauro	Reg. No. 35,490
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SIGNATURE	<i>Thomas M. DiMauro</i>
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3-9-04

FEE TRANSMITTAL		<i>Complete if Known</i>	
		Application Number	
		Filing Date	March 9, 2004
		First Named Inventor	Hawkins et al.
		Group Art Unit	
		Examiner Name	
		Attorney Docket Number	DEP5260

FEE CALCULATION

CLAIMS AS FILED

(1)	(2)	(3)	(4)	(5)
FOR:	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$ 770.00
TOTAL CLAIMS	58 - 20 =	38	x 18.00	\$ 684.00
INDEPENDENT CLAIMS	8- 3 =	5	x 86.00	\$ 430.00
MULTIPLE DEPENDENT CLAIMS	<input type="checkbox"/>	N/A	\$290.00	0.00
			TOTAL FEES	1,884.00

METHOD OF PAYMENT

Please charge Deposit Account No. 10-0750/DEP5260/TMD in the amount of \$ 1,884.00.
 Three copies of this sheet are enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this communication, or credit any overpayment, to Account No. 10-0750/DEP5260/TMD. Three copies of this sheet are enclosed.

SUBMITTED BY:		<i>Complete (if applicable)</i>	
Typed or Printed Name	Thomas M. DiMauro		
Signature		Date: 3-9-04	Deposit Account No. 10-0750

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hawkins et al.

For : Posterior Process Dynamic Spacer

Express Mail Certificate

"Express Mail" mailing number: EE500746581US

Date of Deposit: March 9, 2004

I hereby certify that this complete application, including specification pages, claims, formal drawings, Declaration and Power of Attorney, Assignment and Information Disclosure Statement is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Amy Schick

(Typed or printed name of person mailing paper or fee)

Amy Schick

(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Notice of Allowance:
Batch No. :
Serial No. :

Applicants: Hawkins et al.

Filed : March 9, 2004

For : Posterior Process Dynamic Spacer

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

March 9, 2004
(Date of Deposit)

Thomas M. DiMauro
Name of applicant, assignee, or Registered Representative

Amy Chuck
(Signature)

March 9, 2004
(Date of Signature)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF FORMAL DRAWINGS

Attention: Official Draftsman

Sir:

Applicants herewith submit one set of photocopies of nine (9) sheets of formal drawings in connection with the above-identified patent application filed March 9, 2004.

Please charge any fees which may be required for this submission to Johnson & Johnson Deposit Account No. 10-0750/DEP5260/TMD. Three copies of this sheet are enclosed.

Respectfully submitted,


Thomas M. DiMauro
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Reg. No. 35,490

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